

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Patrick Yu	Team: Squad #08	CCRB Case #: 201911107	<input checked="" type="checkbox"/> Force <input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> Discourt. <input checked="" type="checkbox"/> O.L.	<input checked="" type="checkbox"/> U.S. <input checked="" type="checkbox"/> Injury
Incident Date(s) Tuesday, 12/17/2019 12:45 PM, Tuesday, 12/17/2019 1:45 PM	Location of Incident: § 87(2)(b) High School; 48th Precinct stationhouse		18 Mo. SOL 2/1/2022		Precinct: 48
Date/Time CV Reported Mon, 12/30/2019 11:27 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 12/30/2019 11:27 AM		

Subject Officer(s)	Shield	TaxID	Command
1. POM Timothy Arthur	9593	947711	048 PCT
2. An officer			
3. Officers			
4. POM Ruben Farrell	21272	963024	048 PCT
5. POF Mylissa Graham	19153	963056	048 PCT
6. POM Saquoi Harris	02350	961806	NARCBBX
7. POM Andres Zambrano	13633	952365	048 PCT
8. POF Tatiana Latorre	25614	950729	094 PCT
9. POF Hala Salem	07055	962769	048 PCT
10. POM Amado Vargas	03604	955621	048 PCT
11. SGT Ayotunde Adeniyi	01246	934370	048 PCT

Subject Officer(s)	Shield	TaxID	Command	
12. PO Ariel Torres	03337	961381	048 PCT	
Witness Officer(s)	Shield No	Tax No	Cmd Name	
1. LT Pawel Lachowski	00000	940350	048 PCT	
2. POF Isaura Mirabal	10035	934504	048 PCT	
3. POF Keshawn West	05817	937855	048 PCT	
4. POM Daeshawne Wells	20531	963326	048 PCT	
5. POM Nelson Rodriguez	07657	961558	048 PCT	
6. POM Iqueurys Brito	12301	953707	048 PCT	
7. POM Andrew Olive	22297	962647	048 PCT	
8. POM Ilhan Fuat	04803	948989	048 PCT	
Officer(s)	Allegation			Investigator Recommendation
A . POM Timothy Arthur	Force: At § 87(2)(b) in the Bronx, Police Officer Timothy Arthur used physical force against an individual.			[REDACTED]
B . An officer	Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)			[REDACTED]
C . An officer	Abuse: At § 87(2)(b) in the Bronx, an officer threatened § 87(2)(b) with the use of force.			[REDACTED]
D . An officer	Discourtesy: At § 87(2)(b) in the Bronx, an officer spoke discourteously to § 87(2)(b)			[REDACTED]
E . POM Ruben Farrell	Abuse: At § 87(2)(b) in the Bronx, Police Officer Ruben Farrell refused to provide his name to § 87(2)(b)			[REDACTED]
F . POM Ruben Farrell	Abuse: At § 87(2)(b) in the Bronx, Police Officer Ruben Farrell refused to provide his shield number to § 87(2)(b)			[REDACTED]
G . POM Timothy Arthur	Force: At § 87(2)(b) in the Bronx, Police Officer Timothy Arthur used physical force against § 87(2)(b)			[REDACTED]
H . Officers	Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)			[REDACTED]
I . POM Ruben Farrell	Discourtesy: At § 87(2)(b) in the Bronx, Police Officer Ruben Farrell spoke discourteously to individuals.			[REDACTED]
J . POM Amado Vargas	Force: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas used physical force against § 87(2)(b)			[REDACTED]
K . POM Saquoi Harris	Abuse: At § 87(2)(b) in the Bronx, Police Officer Saquoi Harris threatened § 87(2)(b) with the use of force.			[REDACTED]
L . POM Timothy Arthur	Force: At § 87(2)(b) in the Bronx, Police Officer Timothy Arthur used physical force against § 87(2)(b)			[REDACTED]
M . An officer	Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)			[REDACTED]
N . POF Tatiana Latorre	Force: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre used physical force against § 87(2)(b)			[REDACTED]
O . Officers	Force: At § 87(2)(b) in the Bronx, officers used physical force against § 87(2)(b)			[REDACTED]
P . POF Tatiana Latorre	Force: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre used physical force against § 87(2)(b)			[REDACTED]

Officer(s)	Allegation	Investigator Recommendation
Q . POF Tatiana Latorre	Discourtesy: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre spoke discourteously to § 87(2)(b) § 87(2)(b)	[REDACTED]
R . POF Tatiana Latorre	Discourtesy: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre spoke discourteously to § 87(2)(b) § 87(2)(b)	[REDACTED]
S . POF Tatiana Latorre	Off. Language: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre made remarks to § 87(2)(b) § 87(2)(b) based upon the gender of § 87(2)(b)	[REDACTED]
T . POF Mylissa Graham	Discourtesy: At § 87(2)(b) in the Bronx, Police Officer Mylissa Graham spoke discourteously to § 87(2)(b) § 87(2)(b)	[REDACTED]
U . POF Mylissa Graham	Force: At § 87(2)(b) in the Bronx, Police Officer Mylissa Graham used physical force against § 87(2)(b) § 87(2)(b)	[REDACTED]
V . POF Hala Salem	Discourtesy: At § 87(2)(b) in the Bronx, Police Officer Hala Salem spoke discourteously to an individual.	[REDACTED]
W . POF Hala Salem	Off. Language: At § 87(2)(b) in the Bronx, Police Officer Hala Salem made remarks to an individual based upon the age of an individual	[REDACTED]
X . POF Hala Salem	Off. Language: At § 87(2)(b) in the Bronx, Police Officer Hala Salem made remarks to an individual based upon the gender of an individual.	[REDACTED]
Y . POM Amado Vargas	Abuse: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas refused to provide his name to § 87(2)(b) § 87(2)(b)	[REDACTED]
Z . POM Amado Vargas	Abuse: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas obstructed his shield number.	[REDACTED]
AA. Officers	Force: At § 87(2)(b) in the Bronx, officers used physical force against § 87(2)(b)	[REDACTED]
AB. An officer	Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)	[REDACTED]
AC. Officers	Force: At § 87(2)(b) in the Bronx, officers restricted § 87(2)(b) breathing.	[REDACTED]
AD. An officer	Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)	[REDACTED]
AE. POM Andres Zambrano	Force: At § 87(2)(b) in the Bronx, Police Officer Andres Zambrano hit § 87(2)(b) against a door.	[REDACTED]
AF. POM Amado Vargas	Force: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas hit § 87(2)(b) against a door.	[REDACTED]
AG. SGT Ayotunde Adeniyi	Force: At § 87(2)(b) in the Bronx, Sergeant Ayotunde Adeniyi used physical force against an individual.	[REDACTED]
AH. PO Ariel Torres	Abuse: At § 87(2)(b) in the Bronx, Police Officer Ariel Torres did not obtain medical treatment for § 87(2)(b)	[REDACTED]
AI. POF Hala Salem	Discourtesy: At the 48th Precinct stationhouse, Police Officer Hala Salem spoke discourteously to § 87(2)(b) § 87(2)(b)	[REDACTED]

Officer(s)	Allegation	Investigator Recommendation
AJ. POM Amado Vargas	Untruthful Stmt.: On December 15, 2020, Police Officer Amado Vargas provided a false official statement to the CCRB.	

Case Summary

On December 17, 2019, § 87(2)(b) principal of § 87(2)(b) High school, filed this complaint with the Special Commissioner of Investigation (SCI). The complaint was then referred to IAB. The CCRB received the complaint from IAB on December 30, 2019.

On December 17, 2019, officers from the 48th Precinct responded to § 87(2)(b) High School located at § 87(2)(b) in the Bronx. PO Timothy Arthur of the 48th Precinct pushed an unidentified male student (**Allegation A: Force**, § 87(2)(g)). An officer then allegedly pushed § 87(2)(b) and told her, “Back the fuck up. I’ll hit you” (**Allegation B: Force**, § 87(2)(g)).

Allegation C: Discourtesy, § 87(2)(g) **Allegation D: Abuse of Authority**, § 87(2)(g) PO Farrell allegedly refused to provide his name and shield number to § 87(2)(b) (**Allegations E and F: Abuse of Authority**, § 87(2)(g)). PO Arthur allegedly pushed § 87(2)(b) and an officer allegedly threw her on the floor (**Allegation G: Force**, § 87(2)(g)).

Allegation H: Force, § 87(2)(g) PO Farrell told individuals, “Everybody get the fuck back. Back the fuck up” (**Allegation I: Discourtesy**, § 87(2)(g)). At some point, PO Amado Vargas punched § 87(2)(b) and handcuffed him (**Allegation J: Force**, § 87(2)(g)). PO Harris allegedly threatened to tase § 87(2)(b) (**Allegation K: Abuse of Authority**, § 87(2)(g)). PO Arthur and an officer allegedly threw § 87(2)(b) against a wall and handcuffed her (**Allegation L: Force**, § 87(2)(g)).

Allegation M: Force, § 87(2)(g) PO Tatiana Latorre pulled § 87(2)(b) hair and banged her head against the wall (**Allegation N: Force**, § 87(2)(g)). Unidentified officers then threw § 87(2)(b) against a wall (**Allegation O: Force**, § 87(2)(g)). Officers handcuffed § 87(2)(b) and as officers escorted § 87(2)(b) away, PO Latorre pulled § 87(2)(b) hair and told her “Shut the fuck up” (**Allegation P: Force**, § 87(2)(g)).

Allegation Q: Discourtesy, § 87(2)(g) PO Latorre then told § 87(2)(b) “Stay fucking still bitch” (**Allegation R: Discourtesy**, § 87(2)(g)).

Allegation S: Offensive Language, § 87(2)(g) After the officers handcuffed § 87(2)(b) and § 87(2)(b) they brought them inside an office. Inside the office, PO Mylissa Graham said, “Fuck out of here,” while telling § 87(2)(b) to sit down (**Allegation T: Discourtesy**, § 87(2)(g)). PO Graham subsequently pushed § 87(2)(b) down against the couch (**Allegation U: Force**, § 87(2)(g)). PO Salem used profanities and made offensive remarks while speaking to an individual (**Allegation V: Discourtesy**, § 87(2)(g)).

Allegation W: Offensive Language, § 87(2)(g) **Allegation X: Offensive Language**, § 87(2)(g) At some point, while § 87(2)(b) was in handcuffs inside the office, PO Vargas allegedly refused to provide his name and covered his shield (**Allegation Y: Abuse of Authority**, § 87(2)(g)).

Allegation Z: Abuse of Authority, § 87(2)(g)

At some point, an officer pushed § 87(2)(b) against a wall and then officers threw him on the floor (**Allegation AA: Force**, § 87(2)(g)).

Allegation AB: Force, § 87(2)(g) Officers allegedly restricted § 87(2)(b) breathing (**Allegation AC: Force**, § 87(2)(g)). After the officers handcuffed § 87(2)(b) an officer kneeled § 87(2)(b) face (**Allegation AE: Force**, § 87(2)(g)). As they removed § 87(2)(b) out of the school, PO Zambrano and PO Vargas allegedly pushed him against a door (**Allegation AE and Allegation AF: Force**, § 87(2)(g)). At some point, Sgt. Ayotunde Adeniyi pushed an unidentified male student (**Allegation AG: Force**, § 87(2)(g)).

As the officers transported § 87(2)(b) to 48th Precinct stationhouse, PO Torres allegedly refused to provide § 87(2)(b) with medical attention (**Allegation AH: Abuse of Authority**, § 87(2)(g)). At the 48th Precinct stationhouse, PO Salem told § 87(2)(b) to, “Shut the fuck up” (**Allegation AI: Discourtesy**, § 87(2)(g)).

§ 87(2)(b) § 87(2)(b) § 87(2)(b) § 87(2)(b) and § 87(2)(b) were issued summonses

(Board Review 36 and 37).

On December 15, 2020, PO Vargas provided a false official statement to the CCRB (**Allegation AJ: Abuse of Authority**, § 87(2)(g) [REDACTED])

The investigation is in possession of BWC footage and surveillance footage from § 87(2)(b) High School.

Findings and Recommendations

Allegation (A) Force: At § 87(2)(b) in the Bronx, Police Officer Timothy Arthur used physical force against an individual.

On December 17, 2019, prior to 12:45 p.m., students and staff from § 87(2)(b) High School evacuated the school after students pulled the fire alarm twice. The students waited outside as everyone had to be scanned through metal detectors before entering. At some point, a student ran past the metal detector and a School Safety agent chased the student. Moments later, more students ran through the scanners. At approximately 12:22 p.m., an anonymous female caller called 911 and stated that a large group of youths were possibly fighting at the location and acting wild (Board Review 23).

Starting at 12:30:57 p.m. of school surveillance footage entitled “C1-08 Main Lobby Facing Exit 1 § 87(2)(b) a male student carrying a backpack walks from the right side to the top of the screen by a desk where an officer (identified via the investigation as PO Arthur) is standing (Board Review 24). At 12:31:01, PO Arthur faces the male student and pushes the male student with his left arm. At 12:31:03, the male student steps back. At 12:31:05, PO Arthur shoves the male student back a few steps with two hands. The male student then takes off his backpack and another officer guide the male student away. PO Arthur, the student, and the other officer then walk out of the frame of the camera. The same incident is captured at a different angle starting at 12:31:03 of school surveillance footage entitled “C1-34 Main Lobby Facing SW § 87(2)(b)

The CCRB interviewed § 87(2)(b) (principal), § 87(2)(b) (Dean), and four students: § 87(2)(b) § 87(2)(b) § 87(2)(b) and § 87(2)(b) The investigation was unable to obtain additional witness statements due to the lack of contact information or they were uncooperative. The investigation was unable to identify the male student.

In his CCRB statement, § 87(2)(b) stated that he saw PO Arthur approach a male student speaking with a security guard by the security desk (Board review 05). § 87(2)(b) stated that PO Arthur told the student, “You could go to jail. I don’t care how old you are,” and then shoved him. § 87(2)(b) stated that this student did not touch PO Arthur and his hands were hanging by his sides. § 87(2)(b) stated that this student then walked towards PO Arthur, but several teachers grabbed the student away and ended the interaction.

None of the other students or school staff interviewed testified to this incident (Board Review 01-04 and 06).

In his CCRB statement, PO Arthur stated that he was assigned to § 87(2)(b) High School on December 17, 2019, by Inspector Brown, the Commanding Officer, to maintain a police presence because the school had issues with dismissals (Board Review 16). As PO Arthur was en route to the school, there was a radio run regarding a fight with a large group at the school. At the location, there was a large group of students being irate and irritated as they were waiting outside in the rain to be scanned back inside. Upon entering the school, School Safety agents informed PO Arthur that

the students had pulled the fire alarm and they were scanning students back in. At some point, students pushed through and knocked down the scanning station. PO Arthur stated that a student then kicked and knocked a School Safety agent to the side. PO Arthur subsequently called for additional units over the radio because the students were running, yelling, and kicking and there were not enough School Safety agents present. PO Arthur told the students that they needed to go to class and leave the hallways. PO Arthur did not recall dealing with any individual students and was addressing the students. PO Arthur did not recall pushing a specific student. During his CCRB interview, PO Arthur reviewed school surveillance video footage entitled “C1-34 Main Lobby Facing SW § 87(2)(b) from 12:31:01 p.m. - 12:31:09 p.m. PO Arthur identified himself as one of the two officers on the bottom right corner of the screen, but he did not have an independent recollection of what was captured in the video.

PO Arthur did not prepare a TRI report document this incident.

NYPD Patrol Guide Procedure 221-01 states that force may be used when it is reasonable to ensure the safety of a member of the service or otherwise protect life, or when it is reasonable to place person in custody or prevent escape from custody (Board Review 27). “In determining whether the use of force is reasonable, members of the service should consider the following: a) the nature and severity of the crime/circumstances, b) actions taken by the subject, c) duration of the action, d) immediacy of the perceived threat or harm to the subject, e) members of the service, and or bystanders, f) whether the subject is actively resisting custody, g) whether the subject is attempting to evade arrest by flight, h) number of subjects in comparison to the number of MOS, size, age, and condition of the subject in comparison to the MOS, i) subject’s violent history if known, j) presence of hostile crowd or agitators, and k) subject apparently under the influence of a stimulant/narcotic which would affect pain tolerance or increase the likelihood of violence.”

Although PO Arthur did not recall this interaction, the investigation identified PO Arthur as the subject officer based on the school surveillance footage. From the video, it does not appear that the student made any physical contact with PO Arthur nor did he appear to be a threat. Furthermore, none of the additional factors regarding the crime being committed, resisting, evading, or violent history applies in this situation given that the student was not placed under arrest or issued a summons. § 87(2)(g)

Allegation (B) Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)

Allegation (C) Abuse of Authority: At § 87(2)(b) in the Bronx, an officer threatened § 87(2)(b) with the use of force.

Allegation (D) Discourtesy: At § 87(2)(b) in the Bronx, an officer spoke discourteously to § 87(2)(b)

In her CCRB statement, § 87(2)(b) stated she saw officers and students cursing at each other (Board Review 04). As § 87(2)(b) walked through the “brawl” to get to a teacher, an officer pushed § 87(2)(b) against a wall with one hand and told § 87(2)(b) “Back the fuck up. I’ll hit you.” § 87(2)(b) subsequently stood by a wall. § 87(2)(b) described this officer as a white male, 5’5” – 5’6” tall, stocky, with medium length black hair, and no facial hair.

None of the civilians interviewed mentioned this incident (Board Review 01-03 and 05-06).

None of the officers interviewed matched the description of the subject officer. None of the

officers' BWC or school surveillance footage captured this specific incident (Board Review 24 and 28). Moreover, none of the officers interviewed recalled this specific incident (Board Review 07-22).

§ 87(2)(g)

Allegation (E) Abuse of Authority: At § 87(2)(b) in the Bronx, Police Officer Ruben Farrell refused to provide his name to § 87(2)(b)

Allegation (F) Abuse of Authority: At § 87(2)(b) in the Bronx, Police Officer Ruben Farrell refused to provide his shield number to § 87(2)(b)

In his CCRB statement, § 87(2)(b) stated that § 87(2)(b) was upset at PO Farrell and told PO Farrell to apologize for pushing her (Board Review 03). § 87(2)(b) did not witness PO Farrell push § 87(2)(b). § 87(2)(b) stated that he heard § 87(2)(b) ask PO Farrell for his name and shield number at least once. PO Farrell said something to the effect of, "Get out of my face or you're going to get arrested." § 87(2)(b) did not recall PO Farrell providing his name or shield number.

In his CCRB statement, § 87(2)(b) stated that § 87(2)(b) initially asked a female officer for PO Farrell's name and shield number and the female officer said that she could do so once everything settled down (Board Review 06). At some point later, § 87(2)(b) attempted to obtain PO Farrell's name and shield number again and officers grabbed § 87(2)(b) arms and handcuffed her. § 87(2)(b) did not see what led up to her arrest.

In his CCRB statement, § 87(2)(b) stated that § 87(2)(b) was arguing with PO Farrell and at some point during the argument, § 87(2)(b) threw a sheet of loose-leaf paper towards PO Farrell's face (Board Review 01). § 87(2)(b) believed that § 87(2)(b) was trying to record PO Farrell's name and shield number on the piece of paper because § 87(2)(b) requested for his name and shield number. § 87(2)(b) did not record PO Farrell's information.

During their CCRB interview, § 87(2)(b), § 87(2)(b) and § 87(2)(b) did not say whether they heard § 87(2)(b) ask an officer for their name or shield number (Board Review 02 and 04-05).

In his CCRB testimony, PO Farrell stated that a female student (identified via the investigation as § 87(2)(b)) approached him with a pen and paper and requested that he write his shield number down (Board Review 12). PO Farrell told § 87(2)(b) his name and shield number and then told § 87(2)(b) to write the information down since his information was on his uniform. PO Farrell did not say anything else to § 87(2)(b). § 87(2)(b) then threw the pen towards PO Farrell, but it did not hit him.

None of the other officers interviewed recalled a student asking an officer for their name and shield number (Board Review 10-11 and 13-22).

Audio is captured after 00:30 of PO Farrell's BWC. At the beginning of PO Farrell's BWC, PO Farrell is standing inside a room and at 00:20, he appears to be talking to a female student (identified via the investigation as § 87(2)(b)) (Board Review 29). At 00:24, § 87(2)(b) holds up a paper-sized envelope towards PO Farrell and at 00:25, it appears that she throws the aforementioned item at PO Farrell. Officers then appear to restrain § 87(2)(b) but it is unclear what happens because PO Farrell walks away.

§ 87(2)(g)

Allegation (G) Abuse of Authority: At § 87(2)(b) in the Bronx, Police Officer Timothy Arthur used physical force against § 87(2)(b)

Allegation (H) Abuse of Authority: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)

In his CCRB statement, § 87(2)(b) stated that after § 87(2)(b) threw a piece of paper at PO Farrell, PO Farrell grabbed § 87(2)(b) arm and § 87(2)(b) resisted by moving her arms and shoulders forward and backward (Board Review 01). An officer, who § 87(2)(b) could not describe, then lifted § 87(2)(b) up and threw her on the floor. At some point, § 87(2)(b) lifted her head and told the officers to get off her. In response, the officers used their hands to push her head down. § 87(2)(b) did not see what happened after because an officer guided him away.

In her CCRB statement, § 87(2)(b) stated that an officer, who § 87(2)(b) described as a tall black or Hispanic male, in black uniform, with black hair and a black beard, pushed § 87(2)(b) from behind and pinned her on the floor (Board review 04). While § 87(2)(b) was on the floor, the officer released § 87(2)(b) and she got on her knees. The officer subsequently pushed § 87(2)(b) against the floor and handcuffed her.

In his CCRB interview, § 87(2)(b) stated that he saw two to four officers trying to place § 87(2)(b) arms behind her back for handcuffing (Board Review 03). While the officers attempted to handcuff her, all three officers pushed § 87(2)(b) against a wall. § 87(2)(b) refused to place her arms behind her back, turned back and forth, and cursed. At some point, the officers either pushed § 87(2)(b) down or she fell. § 87(2)(b) was handcuffed within 10 seconds of reaching the floor.

§ 87(2)(b) stated that he did not see an officer push § 87(2)(b) but he saw officers grab § 87(2)(b) by her arms and handcuff her (Board review 06). § 87(2)(b) did not see what happened prior to the officers grabbing § 87(2)(b).

During their CCRB interview, § 87(2)(b) and § 87(2)(b) did not say whether they saw officers handcuffing § 87(2)(b) (Board review 02 and 05).

As noted above, at 00:25 of PO Farrell's BWC, § 87(2)(b) throws a paper-sized envelope at PO Farrell (Board Review 29). The BWC is then obstructed by other officers who are standing close to PO Farrell. At 00:30, it appears that unidentified officers pull and push § 87(2)(b) away from PO Farrell.

Starting at 00:09 of Lt. Pawel Lachowski's BWC, it appears that PO Arthur pulls § 87(2)(b) towards the wall and away from PO Farrell (Board Review 30). At 00:13, it appears § 87(2)(b) is on the floor while PO Arthur is holding onto her and crouched over. It is unclear how § 87(2)(b) ended up on the floor. At 00:21, PO Arthur and a school safety officer pulls § 87(2)(b) towards a wall as they attempt to handcuff her. § 87(2)(b) subsequently kicks off the wall. PO Graham then holds § 87(2)(b) while PO Arthur walks away but is unclear what else PO Graham does.

School surveillance video did not clearly capture this incident or the subject officers (Board Review 24).

In his CCRB statement, PO Farrell stated that officers handcuffed § 87(2)(b) after § 87(2)(b) threw a pen at him (Board Review 12). PO Farrell remained by the room to secure it because there was a

student inside.

In his CCRB testimony, PO Arthur stated that he assisted with arresting some of the students by placing their hands behind their backs (Board Review 16). PO Arthur denied doing anything else. PO Arthur did not recall how many arrests he assisted with. PO Arthur did not recall if he pushed a student against a wall and did not see an officer doing so.

In his CCRB testimony, Lt. Lachowski stated that he saw officers placing some of the students into an office (Board Review 10). Lt. Lachowski stated that he did not see when the officers placed the students in handcuffs or the circumstances prior. Lt. Lachowski stated that he did not recall seeing officers push students against a wall or the floor.

In her CCRB testimony, PO Graham stated that she did not recall witnessing officers handcuffing students or assisting officers with handcuffing anyone (Board Review 15).

None of the other officers interviewed stated that they recalled this incident (Board Review 07-10, 11, 13, 14, and 17-22).

A TRI report was not generated regarding this incident.

Despite some of the civilian accounts saying that multiple officers pushed § 87(2)(b) given Lt. Lachowski's BWC, the investigation identified PO Arthur as the subject officer. It is undisputed that § 87(2)(b) threw a paper-sized envelope at PO Farrell. Based on § 87(2)(b) and § 87(2)(g), consistent accounts and BWC footage, the investigation determined that § 87(2)(b) was actively resisting as the officers attempted to handcuff her. § 87(2)(g)

§ 87(2)(g)

[Allegation \(I\) Discourtesy: At § 87\(2\)\(b\) in the Bronx, Police Officer Ruben Farrell spoke discourteously to individuals.](#)

At 00:58 of PO Farrell's BWC, PO Farrell approaches a group of officers that are focused on the floor (Board Review 29). It is unclear what is happening, but there is a large group of students around the officers. PO Farrell tells the students to get back numerous times while students are shouting. Although none of the civilians alleged this in their interviews, at 1:15, PO Farrell says, "Everybody get the fuck back. Back the fuck up." In his CCRB interview, after reviewing his BWC, PO Farrell said he possibly said, "Everybody get the fuck back. Back the fuck up." During the interview, when asked who said, "Get back" at 1:00-1:03, PO Farrell initially said, "I guess it's me," but later during the interview he stated that he was not sure.

From PO Farrell's BWC, it appears that PO Farrell said the above profanities given PO Farrell's hand gestures as he spoke and also how clear the statements were captured on the BWC. Thus, the investigation identified PO Farrell as the subject officer.

The mission and values of the NYPD states that officers are to "maintain a higher standard of integrity that is generally expected of others" and "value human life, respect the dignity of each

individual, and render our services with courtesy and civility," NYPD Patrol Guide Procedure 200-02 (Board Review 31).

Officers' use of profanities during stressful street encounters do not constitute misconduct, but may not do so when it serves "no legitimate purpose but to belittle" a civilian, DAO DCT Case Number 2015-15012 (Board review 32).

It is undisputed that numerous students were yelling while officers and staff were trying to tell everyone to leave the area. Although it is unclear what the officers were doing on the floor at the point PO Farrell used profanities, § 87(2)(g)

Allegation (J) Force: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas used physical force against § 87(2)(b)

As noted above, § 87(2)(b) filed this complaint on behalf of § 87(2)(b). In his CCRB interview, § 87(2)(b) stated that after § 87(2)(b) was handcuffed and placed in the Parent-Coordinator's office, § 87(2)(b) and school safety agents held students back as they were cursing and spitting at officers (Board Review 03). Approximately 15-20 students, including § 87(2)(b) tried to get into the Parent-Coordinator's room. § 87(2)(b) got close to the officers, cursed, and screamed at them. § 87(2)(b) did not know what § 87(2)(b) specifically said but he said the "f-word" a lot. § 87(2)(b) did not know if § 87(2)(b) made threats towards the officers. § 87(2)(b) did not know how close § 87(2)(b) was to the officers. At some point, it appeared that § 87(2)(b) moved forward, in a thrusting motion, towards an unidentified officer with his hands up. § 87(2)(b) did not know if § 87(2)(b) had his hands in a fist. When § 87(2)(b) moved towards the unidentified officer, § 87(2)(b) hands landed on the unidentified officer's chest area. Approximately four officers subsequently grabbed § 87(2)(b) shoulders, elbows, and arms. Two officers were behind § 87(2)(b) and two officers were in front of him. § 87(2)(b) stood three to five feet away from § 87(2)(b). § 87(2)(b) held his hands in a fist and tensed up to prevent the officers from grabbing his arms. § 87(2)(b) was not doing anything else at this point. § 87(2)(b) did not recall if the officers said anything to § 87(2)(b) or if § 87(2)(b) said anything. Approximately 15 to 20 seconds later, while the officers were still holding § 87(2)(b). PO Vargas punched § 87(2)(b) in the face twice in succession. § 87(2)(b) did not know if § 87(2)(b) was in handcuffs yet or if § 87(2)(b) hands were behind his back. § 87(2)(b) subsequently fell and the front of his body was against the floor. PO Vargas walked away while § 87(2)(b) was on the floor. After approximately 10 or 15 seconds, the officers picked § 87(2)(b) up and § 87(2)(b) saw that § 87(2)(b) was in handcuffs. § 87(2)(b) saw that § 87(2)(b) tooth fell out and another tooth appeared to be coming out, but his braces may have held it in place. § 87(2)(b) was also bleeding from his mouth. The officers then placed § 87(2)(b) in the Parent-Coordinator's room.

In his CCRB statement, § 87(2)(b) stated that officers tried to disperse the crowd of students by telling them to back up (Board Review 06). Initially, approximately 25 students complied. § 87(2)(b) observed § 87(2)(b) leaning against a wall approximately five feet away from him. § 87(2)(b) did not hear an officer say anything to § 87(2)(b). Two officers grabbed § 87(2)(b) and PO Vargas punched him in the mouth twice. § 87(2)(b) did not see exactly what had occurred prior to the officers approaching § 87(2)(b). § 87(2)(b) and the officers subsequently fell to the floor. § 87(2)(b) did not know exactly how they all came to be on the floor. When they got up, § 87(2)(b) was in handcuffs. § 87(2)(b) did not see how the officers handcuffed § 87(2)(b). Two of § 87(2)(b) teeth appeared to be dangling from his

mouth and his mouth was full of blood (Board Review 06).

§ 87(2)(b) is 5'7" tall and weighed 130 pounds at the time of his CCRB interview on March 3, 2020. In his CCRB statement, § 87(2)(b) stated that when there were approximately 20-30 officers inside the school, a male student ran from the officers and towards § 87(2)(b) (Board Review 05). § 87(2)(b) did not know what the male student did prior to running. § 87(2)(b) and the male student did not make physical contact with each other. § 87(2)(b) did not know if the officers said anything to the male student as they chased him. While the male student was running, other students were pushing closer to see what was happening and pushing to leave. After the male student ran to the gym, approximately five to seven officers approached § 87(2)(b). § 87(2)(b) was pushed from behind causing his left foot to step forward once and his body to move forward. § 87(2)(b) did not know who pushed him. § 87(2)(b) did not recall where his hands were. The officers continued to step closer to § 87(2)(b) and § 87(2)(b) said, "Chill" three or four times. § 87(2)(b) hands were by his sides at this point and his back was against a wall. As the officers closed in on § 87(2)(b) PO Vargas punched § 87(2)(b) on the left side of his mouth and he fell to the floor. When § 87(2)(b) opened his eyes, he saw blood everywhere. § 87(2)(b) tried to get up by using his hands to push off the floor and said, "My mouth. My mouth." § 87(2)(b) felt officers on his arm, a knee on his back, and possibly on his legs. § 87(2)(b) chest was against the floor. Eventually, § 87(2)(b) was able to stand up by pushing himself off the floor. Once § 87(2)(b) stood up, the officers attempted to handcuff him while he was holding his mouth. The officers did not say anything to § 87(2)(b) but § 87(2)(b) eventually let the officers handcuff his other arm. § 87(2)(b) stated that photos of his injuries were taken the next day. § 87(2)(b) stated that the top tooth on right had shifted and the tooth between that and the middle tooth had fallen out as result of being punched. His tooth had since been placed back in his mouth and he received stitches for a laceration on his lip. Three photos showing § 87(2)(b) injuries were obtained from IAB log #§ 87(2)(b) (Board Review 33-35)

In her CCRB statement, § 87(2)(b) stated that during the brawl, § 87(2)(b) went to the hospital because an officer knocked two or three of his teeth out (Board Review 04). During the interview, § 87(2)(b) stated that she was approximately 15 feet away from § 87(2)(b). § 87(2)(b) stated that § 87(2)(b)' friend told PO Vargas, "If you want to hit me, hit me," and raised his arm up with his fist towards PO Vargas. § 87(2)(b) told his friend to stop, but his friend did not listen. Another officer then repeatedly told § 87(2)(b) "Back the fuck up" to § 87(2)(b)' friend. PO Vargas then asked § 87(2)(b) "You want some too?" and told § 87(2)(b) "Back up." § 87(2)(b) then grew angry and called PO Vargas a "bitch." § 87(2)(b) said, "I will hit you," and PO Vargas replied, "You won't hit me." PO Vargas then held his baton up and initially did a "fake punch" toward § 87(2)(b) by raising his arm back with his fist in front of him. PO Vargas then struck § 87(2)(b) in the cheek with his baton and § 87(2)(b) fell. School staff picked § 87(2)(b) up and called an ambulance for him. § 87(2)(b) was not handcuffed.

In his CCRB statement, § 87(2)(b) stated that while § 87(2)(b) was on the floor, PO Vargas kicked § 87(2)(b) by the face or shoulder area. However, because § 87(2)(b) did not allege this, none of the other civilians or officers stated this, and there is no video evidence showing this, this allegation was not pleaded.

PO Vargas was 5'11" tall and weighed 240 pounds at the time of his interview on December 16, 2020. In his CCRB testimony PO Vargas stated that students were being unruly, yelling, screaming, cursing, and throwing items (such as bookbags, apples, and other objects) at police officers and other students (Board Review 08). PO Vargas did not recall if any of the objects hit him or any officers. At some point, a lot of students came towards the officers; PO Vargas did not know what prompted the students to do this. PO Vargas did not recall if the students did anything else besides

yell profanities. PO Vargas did not recall what else occurred, but in the midst of this, § 87(2)(b) placed his hand(s) around PO Vargas' neck, applied pressure, and obstructed his breathing. PO Vargas' did not know how long § 87(2)(b) applied the pressure against his neck and did not recall whether § 87(2)(b) placed one or both hands around his neck. § 87(2)(b) also ripped PO Vargas' turtleneck. During his CCRB interview, PO Vargas showed the rip on his turtleneck and stated that it was the same turtleneck he wore during the incident. § 87(2)(b) was in front of PO Vargas. PO Vargas did not recall if they said anything to each other. In response to § 87(2)(b) placing his hand(s) around PO Vargas' neck, PO Vargas punched § 87(2)(b) mouth. PO Vargas did not recall how many times he punched § 87(2)(b) but believed it was only once. PO Vargas punched § 87(2)(b) while § 87(2)(b) hand(s) was/were still around his neck. During the interview, PO Vargas said, "I didn't want to die." At the time, PO Vargas did not get a good look at § 87(2)(b) because there were hundreds of students. After PO Vargas struck § 87(2)(b) PO Vargas retreated and informed his supervisor or another individual that he (PO Vargas) was hurt. PO Vargas did not see what happened to § 87(2)(b) and did not recall if he saw § 87(2)(b) fall. Aside from § 87(2)(b) choking him, PO Vargas did not recall if § 87(2)(b) did anything else. PO Vargas did not recall if he saw officers arrest § 87(2)(b). PO Vargas did not recall what the other officers did or what was happening after he punched § 87(2)(b). PO Vargas did not know if § 87(2)(b) was injured.

In his CCRB statement, Lt. Lachowski stated that he did not see PO Vargas punch § 87(2)(b) but PO Vargas informed him that § 87(2)(b) tried to swing at him so he punched § 87(2)(b) once in the face (Board Review 10). Lt. Lachowski stated that PO Vargas stated that § 87(2)(b) either missed or he blocked § 87(2)(b) punch. PO Vargas also informed Lt. Lachowski that § 87(2)(b) was injured as a result, and Lt. Lachowski later saw § 87(2)(b) bleeding from his mouth. Lt. Lachowski did not recall if officers informed him that they witnessed the interaction between PO Vargas and § 87(2)(b). Lt. Lachowski stated that PO Vargas informed him that his wrist was injured from punching § 87(2)(b). PO Vargas did not inform Lt. Lachowski of any additional injuries.

All the officers interviewed either stated that they did not see or did not recall seeing an officer punch a student. Moreover, none of the officers stated that they saw or recalled seeing a student grab an officer's neck or choking them.

In her CCRB statement, PO Salem stated that she recalled a student grabbing, pulling, and ripping an officer's turtleneck, but she did not recall if she saw this or was informed of this (Board Review 17).

§ 87(2)(b) was issued a disorderly conduct summons for refusing to disperse (Board Review 37) TRI report § 87(2)(b) prepared by Sgt. Michael Vega stated that § 87(2)(b) pushed and grabbed PO Vargas by the shoulder (Board Review 26). PO Vargas then felt "tingly and weak" in the shoulder. In TRI report § 87(2)(b) PO Vargas reported that § 87(2)(b) grabbed his neck and he sustained a sprain/strain and possible internal injury (Board Review 26). PO Vargas documented that he used a hand strike to overcome resistance or aggression, defense of other MOS, and defense of self.

In the Line of Duty Witness statement, PO Salem stated that an unknown individual grabbed PO Vargas' neck, pushed, and pulled him (Board Review 25). PO Salem also noted that PO Vargas' uniform was ripped.

In the Line of Duty report, Lt. Lachowski reported that an unknown individual grabbed PO Vargas

by the shoulder, pushed, pulled, and ripped PO Vargas' uniform (Board Review 25). Lt. Lachowski noted that PO Vargas sustained pain in his right shoulder and was diagnosed with right shoulder strain. In the same Line of Duty (LOD) report, PO Vargas reported that an unknown individual pushed, grabbed, and pulled his shoulder. PO Vargas noted that he felt pain in his shoulder.

The AIDED report noted that PO Vargas sustained injuries to his right shoulder and his right hand while overcoming a resisting subject (Board Review 25).

The investigation was unable to obtain § 87(2)(b) medical records because § 87(2)(b) did not sign and return the HIPAA medical release forms.

None of the officers' BWC nor school surveillance videos captured this incident.

NYPD Patrol Guide Procedure 221-01 states that force may be used when it is reasonable to ensure the safety of a member of the service or otherwise protect life, or when it is reasonable to place person in custody or prevent escape from custody (Board Review 27). "In determining whether the use of force is reasonable, members of the service should consider the following: a) the nature and severity of the crime/circumstances, b) actions taken by the subject, c) duration of the action, d) immediacy of the perceived threat or harm to the subject, e) members of the service, and or bystanders, f) whether the subject is actively resisting custody, g) whether the subject is attempting to evade arrest by flight, h) number of subjects in comparison to the number of MOS, size, age, and condition of the subject in comparison to the MOS, i) subject's violent history if known, j) presence of hostile crowd or agitators, and k) subject apparently under the influence of a stimulant/narcotic which would affect pain tolerance or increase the likelihood of violence."

Lt. Lachowski mentioned that PO Vargas informed him that § 87(2)(b) tried to strike him, however no one else alleged § 87(2)(b) swung at PO Vargas, nor is it documented anywhere, thus the investigation could not determine whether § 87(2)(b) swung at PO Vargas.. Additionally, § 87(2)(b) statement is disputed by all accounts § 87(2)(g)

Although PO Vargas testified in his CCRB interview that § 87(2)(b) choked him, this was not documented in any of the police documents, and he did not complain of any neck injuries. PO Vargas' TRI report and a witness statement by PO Salem mentioned that PO Vargas was grabbed by the neck. However, none of the other officers nor civilians stated that they saw § 87(2)(b) grab PO Vargas' neck or choke him. § 87(2)(g)

Based on the independent witness accounts from § 87(2)(b) and § 87(2)(b) PO Vargas punched § 87(2)(b) after other officers had already grabbed him. It is undisputed that PO Vargas is both taller and heavier than § 87(2)(b) who was 17 years old at the time. Although it is undisputed that there was a large crowd of students creating a chaotic scene, PO Vargas was never isolated; there were numerous officers, school staff, and school safety agents present. Despite § 87(2)(b) making physical contact with PO Vargas by either pushing, pulling, or grabbing his chest or shoulder and ripping his turtleneck, by all accounts this happened quickly. Moreover, officers had already grabbed and subdued § 87(2)(b) prior to PO Vargas punching him. § 87(2)(g)

Allegation (K) Abuse of Authority: At § 87(2)(b) in the Bronx, Police Officer Saquoi Harris threatened § 87(2)(b) with the use of force.

In his CCRB statement, § 87(2)(b) stated that after officers handcuffed him, PO Harris said, “Keep going I’m going to have to tase you” (Board Review 05). § 87(2)(b) did not recall if the other officers said anything to him at this point.

In his CCRB interview, PO Harris stated that he did not tell § 87(2)(b) “Keep going, I’ll tase you” (Board Review 20).

None of the officers or civilians interviewed stated that they heard PO Harris threatening to tase § 87(2)(b) (Board Review 01-04, 06, 07-19, and 21-22).

None of the officers’ BWC captured the alleged threat.

Allegation (L) Force: At § 87(2)(b) in the Bronx, Police Officer Timothy Arthur used physical force against § 87(2)(b)

Allegation (M) Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)

During the incident, § 87(2)(b) red/orange hair was tied in a bun. In her CCRB statement, § 87(2)(b) stated that she was crying and shaking when she heard that an officer punched § 87(2)(b) (Board Review 02). § 87(2)(b) tried to look for § 87(2)(b) inside the office he was being held in, but she could not get to the office because there were four rows of officers outside the room. § 87(2)(b) walked past the first three rows of officers and none of the officers said anything to her. Upon getting to the last row of officers, the officers did not let § 87(2)(b) through and one officer told her she could not pass. In response, § 87(2)(b) turned around. § 87(2)(b) panicked and cried. A school staff member grabbed § 87(2)(b) and brought her to the stairs. At some point, a voice said, “Cuff her.” PO Arthur and another officer subsequently grabbed § 87(2)(b) arms and threw her against a wall. § 87(2)(b) denied doing anything at this point. PO Arthur or the other officer then pulled her right thumb and § 87(2)(b) complained that it hurt. PO Arthur and the officer subsequently handcuffed § 87(2)(b). § 87(2)(b) sustained a bruise by her temple. § 87(2)(b) described the other subject officer as a black male, in uniform, with an average build, wore a hat, and an inch or two taller than her.

While § 87(2)(b) was in the room, § 87(2)(b) saw officers push § 87(2)(b) against a glass display on the wall and then throw her on the floor (Board Review 05). § 87(2)(b) did not know how the officers pushed her against the wall or how they threw her on the floor because an officer pushed § 87(2)(b) further inside the room to get him to sit down.

None of the other civilians stated that they saw what happened between § 87(2)(b) and the officers (Board Review 01, 03, 04, and 06).

In his CCRB statement, PO Arthur stated that he assisted with arresting some of the students by placing their hands behind their backs (Board Review 16). PO Arthur denied doing anything else. PO Arthur did not recall how many arrests he assisted with or if he pushed a student against a wall. PO Arthur did not see an officer push a student against a wall.

§ 87(2)(b) was issued a summons for disorderly conduct. In the summons, it was noted that PO Arthur observed § 87(2)(b) fighting police and school safety officers after going through the scanners (Board Review 36).

None of the officers' BWC or school surveillance footage clearly captured § 87(2)(b) arrest. PO Arthur was assigned a BWC, but he did not carry it at the time of incident. Surveillance footage obtained from the school did not capture the arrest because it occurred outside the camera's frame.

§ 87(2)(g)
[REDACTED]
[REDACTED]
[REDACTED]

§ 87(2)(g)
[REDACTED]
[REDACTED]

Allegation (N) Force: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre used physical force against § 87(2)(b)

Allegation (O) Force: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre used physical force against § 87(2)(b)

Allegation (P) Force: At § 87(2)(b) in the Bronx, officers used physical force against § 87(2)(b)

Allegation (Q) Discourtesy: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre spoke discourteously to § 87(2)(b)

Allegation (R) Discourtesy: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre spoke discourteously to § 87(2)(b)

Allegation (S) Offensive Language: At § 87(2)(b) in the Bronx, Police Officer Tatiana Latorre made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)

In a phone statement, § 87(2)(b) stated that she tried to walk around the officers to see § 87(2)(b). § 87(2)(b) did not say anything and did not touch an officer. Without saying anything to § 87(2)(b), the officers grabbed her hands, pushed her against a wall, and then handcuffed her. § 87(2)(b) stated that PO Latorre said, "Give me her," then grabbed her hair, and banged her head against the wall four or five times. § 87(2)(b) stated that PO Latorre said, "You little bitch. You like that huh? Now you crying." § 87(2)(b) was uncooperative with scheduling an interview to provide additional details.

In her CCRB statement, § 87(2)(b) stated that after the officers handcuffed her, more than five officers held § 87(2)(b) against a wall (Board Review 02). § 87(2)(b) told PO Latorre to get off her hair as PO Latorre held § 87(2)(b) hair and repeatedly banged her head against the wall. § 87(2)(b) stated that § 87(2)(b) attempted to help § 87(2)(b) by telling the officer to let go of her hair. Two officers, who § 87(2)(b) could not describe during the interview, subsequently grabbed § 87(2)(b) and threw her against a wall. § 87(2)(b) was subsequently handcuffed, but § 87(2)(b) did not see how. § 87(2)(b) stated that as two officers escorted § 87(2)(b) into the office, § 87(2)(b) told PO Latorre to release § 87(2)(b) hair. Officers were still trying to handcuff § 87(2)(b). In response, PO Latorre grabbed § 87(2)(b) hair, thrusted her head down, and threw her to the floor. § 87(2)(b) stated that PO Latorre then told § 87(2)(b) "Shut the fuck up." § 87(2)(b) felt pain in her neck from PO Latorre pulling her hair and dragging her down.

In his CCRB statement, § 87(2)(b) stated that officers pushed § 87(2)(b) and a female student (identified via the investigation as § 87(2)(b)) against a glass display on the wall and then threw them on the floor (Board Review 05). § 87(2)(b) did not see how the officers threw them on the floor.

In their CCRB statement, § 87(2)(b) | § 87(2)(b) and § 87(2)(b) did not mention § 87(2)(b) and § 87(2)(b) arrests.

In her CCRB interview, PO Latorre did not recall pushing a female student, pulling their hair, or banging their head against a wall (Board Review 13). PO Latorre had a limited recollection of what happened and did not recall what she did inside the school besides maintaining a police presence by standing.

During her CCRB interview, PO Latorre was shown school surveillance footage entitled “MainLobbyFacingSW” (Board Review 24). PO Latorre reviewed the video between 1:03:36 and 1:05:20. PO Latorre stated that she did not recall the incident nor recall pulling § 87(2)(b) or § 87(2)(b) hair. PO Latorre then reviewed the video between 1:04:16 and 1:04:35 p.m. PO Latorre stated that her arm was on the top part of the § 87(2)(b) back area and she could not tell whether her hand was on the back § 87(2)(b) head. Additionally, PO Latorre did not recall why she held onto § 87(2)(b) hair. PO Latorre did not recall if any students struck her or attempted to bite or spit on her. PO Latorre stated that she would have pulled § 87(2)(b) hair if § 87(2)(b) was acting very violent. PO Latorre then stated that she recalled § 87(2)(b) resisting, trying to break free from the officers, and going towards her.

During her CCRB interview, PO Latorre was shown a clip from her BWC footage between 17:34 and 18:43. PO Latorre stated that she and the officers were trying to control § 87(2)(b). PO Latorre did not hear anyone say, “Why are you grabbing my hair?” PO Latorre acknowledged that she said, “Stay fucking still bitch,” but she did not recall why she said this. PO Latorre did not recall if she used any additional profanities.

At 1:03:36 of surveillance footage from § 87(2)(b) High School entitled “MainLobbyFacingSW”, § 87(2)(b) (female wearing a black hooded sweatshirt and blue jeans with her hair tied into a bun) is walking up and down on the left side of the screen when an officer grabs her arm (Board Review 24). § 87(2)(b) disappears from the view of the camera and returns into the frame at 1:03:57. It appears multiple officers are trying to handcuff § 87(2)(b) as she is jumping up and down. At 1:04:13, a male officer pulls § 87(2)(b) away and pins her against a wall at the bottom of the screen. It appears that § 87(2)(b) hands are behind her back. At 1:04:14, PO Latorre grabs § 87(2)(b) hair with two hands and pulls her head back. PO Latorre is holding onto § 87(2)(b) hair between 1:04:14 and 1:04:52. At 1:04:45, an officer escorts § 87(2)(b) (female with red/orange hair) towards the area of PO Latorre and § 87(2)(b). At 1:04:47, as § 87(2)(b) is directly behind PO Latorre, a male officer extends his arm and pushes § 87(2)(b) away. Another officer then pulls § 87(2)(b) away. At 1:04:51, PO Latorre pulls § 87(2)(b) towards her and grabs § 87(2)(b) hair by the bun. PO Latorre pulls § 87(2)(b) hair, pulling her back and down towards the floor. PO Latorre releases her grip at 1:04:56 and the officers escort § 87(2)(b) away.

Starting at 18:18 of Tatianna Latorre’s BWC, PO Latorre tells § 87(2)(b) “Stay still” multiple times (Board Review 38). § 87(2)(b) is screaming “Get off.” At 18:32, PO Latorre tells § 87(2)(b) “Stay fucking still bitch.” PO Latorre then says, “See you crying now right? Stay still, I’m not playing with you.” § 87(2)(b) then says, “Fuck you grabbing my hair for? Banging my head against the wall.” § 87(2)(b) continues to tell PO Latorre to get off her hair.

NYPD Patrol Guide Procedure 221-01 states that force may be used when it is reasonable to ensure the safety of a member of the service or otherwise protect life, or when it is reasonable to place person in custody or prevent escape from custody (Board Review 27).

The mission and values of the NYPD states that officers are to “maintain a higher standard of integrity that is generally expected of others” and “value human life, respect the dignity of each individual, and render our services with courtesy and civility,” NYPD Patrol Guide Procedure 200-02 (Board Review 31).

Officers’ use of profanities during stressful street encounters do not constitute misconduct, but may not do so when it serves “no legitimate purpose but to belittle” a civilian, DAO DCT Case Number 2015-15012 (Board review 32).

Officers are prohibited from using discourteous or disrespectful remarks regarding another person’s gender, NYPD Administrative Guide 304-06.

Although PO Latorre did not recall pulling § 87(2)(b) or § 87(2)(b) hair, based on the video evidence, the investigation determined that PO Latorre first pulled § 87(2)(b) hair as she held her against a wall and then pulled § 87(2)(b) hair as other officers escorted § 87(2)(b) past PO Latorre. PO Latorre held § 87(2)(b) hair for 38 seconds, occasionally pulling it back. The video footage did not show § 87(2)(b) biting, spitting, or using her head to strike PO Latorre or any officers. Even if the investigation were to credit PO Latorre’s account of § 87(2)(b) resistance, § 87(2)(b) was already in handcuffs, surrounded by officers, and pinned against a wall by a male officer who appears to be taller and heavier than her. § 87(2)(g)

[REDACTED]

[REDACTED]

[REDACTED]

Without corroborating civilian and officer testimony or video evidence, it is unclear what § 87(2)(b) said or did as she went towards the direction of PO Latorre and § 87(2)(b). However, it is undisputed that § 87(2)(b) was in handcuffs and at least one male officer was holding her and another officer pushed her away from PO Latorre. Although PO Latorre did not recall why she pulled § 87(2)(b) hair, based on the surveillance footage that officers had already gained control of § 87(2)(b) by pulling her away to continue escorting her. However, PO Latorre escalated the situation by pulling § 87(2)(b) back, grabbing her hair, and then pulling her down to the floor by her hair. Additionally, it did not appear that § 87(2)(b) was a threat at that point or displaying any active resistance that would have warranted PO Latorre to restrain her head. § 87(2)(g)

[REDACTED]

[REDACTED]

[REDACTED]

§ 87(2)(g)

[REDACTED]

[REDACTED]

§ 87(2)(g)

[REDACTED]

[REDACTED]

Although it is undisputed that this was a stressful incident given the large number of students yelling and not listening to instructions, officers are prohibited from using discourteous or

disrespectful remarks about a person's gender. PO Latorre telling a minor to "Stay fucking still bitch" is belittling § 87(2)(g)

Allegation (T) Courtesy: At § 87(2)(b) in the Bronx, Police Officer Mylissa Graham spoke discourteously to § 87(2)(b)

Allegation (U) Force: At § 87(2)(b) in the Bronx, Police Officer Mylissa Graham used physical force against § 87(2)(b)

In his CCRB statement, § 87(2)(b) stated that after officers handcuffed § 87(2)(b) § 87(2)(b) refused to go inside the room by moving her elbows front and back (Board Review 05). Eventually, the officers were able to get § 87(2)(b) in the room. While inside, PO Graham held the side of § 87(2)(b) head against the back cushion of the couch. § 87(2)(b) did not know what happened prior to this and § 87(2)(b) was still in handcuffs.

§ 87(2)(b) did not mention this in her CCRB statement (Board Review 02).

§ 87(2)(b) did not mention this in her phone statement and she was uncooperative in providing a more detailed statement (Board Review 39).

None of the school staff members were inside the room during this incident.

During her CCRB interview, PO Graham reviewed her BWC video between 18:32-19:17. PO Graham stated that she did not recall the incident depicted, but acknowledged saying, "Fuck out of here" in the video. PO Graham stated that she said this because she was frustrated, angry, the students did not listen, combative, aggressive, and tried to fight the officers. PO Graham then reviewed her BWC between 19:17-20:04. PO Graham stated that § 87(2)(b) broke free of the handcuff and she was trying to place § 87(2)(b) in handcuffs by grabbing her arms. § 87(2)(b) refused to be handcuffed and § 87(2)(b) tried to intervene. PO Graham did not recall what § 87(2)(b) did when she refused to be handcuffed. PO Graham did not recall pushing § 87(2)(b) head against a couch and did not see an officer so.

At 19:04 of PO Graham's BWC, PO Graham escorts § 87(2)(b) inside the office while she is handcuffed (Board Review 40). PO Graham tells § 87(2)(b) to sit down twice. Another female student (possibly § 87(2)(b)) tells PO Graham that she did not have to push § 87(2)(b). At 19:15, PO Graham tells § 87(2)(b) "Fuck out of here." § 87(2)(b) standing next to § 87(2)(b) tells PO Graham to leave § 87(2)(b) alone. At 19:35, PO Graham then places her hand on § 87(2)(b) shoulder while § 87(2)(b) is seated and tells § 87(2)(b) to move. § 87(2)(b) is screaming and additional officers assist with handcuffing § 87(2)(b).

The mission and values of the NYPD states that officers are to "maintain a higher standard of integrity that is generally expected of others" and "value human life, respect the dignity of each individual, and render our services with courtesy and civility," NYPD Patrol Guide Procedure 200-02 (Board Review 31).

Officers' use of profanities during stressful street encounters do not constitute misconduct, but may not do so when it serves "no legitimate purpose but to belittle" a civilian, DAO DCT Case Number 2015-15012 (Board Review 32).

As noted above, due to the large group of students, school staff, officers, and safety agents all yelling it is undisputed that it was stressful environment. Although PO Graham was inside a room when she used profanities, she was not far from the crowd and § 87(2)(b) was screaming inside

the room. § 87(2)(g)

BWC footage could not confirm whether PO Graham held § 87(2)(b) head against the couch. When PO Graham pushed § 87(2)(b) it appears that this was the same time that § 87(2)(b) broke free of her handcuffs. § 87(2)(g)

Allegation (V) Courtesy: At § 87(2)(b) in the Bronx, Police Officer Hala Salem spoke courteously to an individual.

Allegation (W) Offensive Language: At § 87(2)(b) in the Bronx, Police Officer Hala Salem made remarks to an individual based upon the age of an individual.

Allegation (X) Offensive Language: At § 87(2)(b) in the Bronx, Police Officer Hala Salem made remarks to an individual based upon the gender of an individual. Although this was not alleged by any civilians, at 15:36 of PO Alcantarapayano's BWC, a male student yells, "All of y'all can all suck my dick" (Board Review 41). At 15:57, a female officer (identified via the investigation as PO Salem) says, "Fucking 15 years old. Didn't even fucking hit puberty yet, bitch. Fuck out of my face." It is unclear which student PO Salem was speaking to.

In her CCRB interview, PO Salem was shown the above clip of PO Alcantarapayano's BWC (Board Review 17). PO Salem stated that she did not recall why she used profanities or said "bitch," and did not recall who she was talking to. PO Salem also stated that she did not know what was happening when she made those comments.

The mission and values of the NYPD states that officers are to "maintain a higher standard of integrity that is generally expected of others" and "value human life, respect the dignity of each individual, and render our services with courtesy and civility," NYPD Patrol Guide Procedure 200-02 (Board Review 31).

Officers' use of profanities during stressful street encounters do not constitute misconduct, but may not do so when it serves "no legitimate purpose but to belittle" a civilian, DAO DCT Case Number 2015-15012 (Board Review 32).

Officers are prohibited from using discourteous or disrespectful remarks regarding another person's age or gender, NYPD Administrative Guide 304-06 (Board Review 42).

PO Salem's remarks about the individual being 15 years old, not "hitting puberty" yet, and calling the individual a "bitch" were discourteous and disrespectful. § 87(2)(g)

Allegation (Y) Abuse of Authority: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas refused to provide his name to § 87(2)(b)

Allegation (Z) Abuse of Authority: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas obstructed his shield number.

In his CCRB statement, § 87(2)(b) stated that while he was held inside the office, he asked PO Vargas, who was standing outside, for his name three or four times (Board Review 05). In response, PO Vargas covered his shield by crossing his arms. § 87(2)(b) stated that he believed PO Vargas

heard him because they made eye contact.

In his CCRB statement, PO Vargas stated that he did not recall if anyone asked for his name and shield number or if he ever hid his name or shield number (Board Review 08). During his interview, PO Vargas stated that there would be no reason to hide his name and shield number.

None of the officers interviewed stated that PO Vargas refused to provide his name or obstructed his shield.

None of the officers' BWC footage captured this incident.

§ 87(2)(g)

Allegation (AA) Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)

Allegation (AB) Force: At § 87(2)(b) in the Bronx, officers used physical force against § 87(2)(b)

Allegation (AC) Force: At § 87(2)(b) in the Bronx, officers restricted § 87(2)(b) breathing.

Allegation (AD) Force: At § 87(2)(b) in the Bronx, an officer used physical force against § 87(2)(b)

Allegation (AE) Force: At § 87(2)(b) in the Bronx, Police Officer Andres Zambrano hit § 87(2)(b) against a door.

Allegation (AF) Force: At § 87(2)(b) in the Bronx, Police Officer Amado Vargas hit § 87(2)(b) against a door.

In his CCRB statement, § 87(2)(b) stated that an officer pushed him with two hands by his chest against a wall (Board Review 01). § 87(2)(b) described this officer as a white male in white uniform. In response, § 87(2)(b) held the officer by the front of his jacket with two hands. § 87(2)(b) then heard a female officer say, "Cuff him." Officers subsequently threw § 87(2)(b) on the floor. § 87(2)(b) was positioned chest-down on the floor. § 87(2)(b) attempted to move every part of his body, but he was unable to do so. The officers placed their knees on his thighs, back, and on the back of his head. § 87(2)(b) could not breathe, and he screamed, "I can't breathe," once. The officers then picked § 87(2)(b) up and an unidentified officer kneeled his face. § 87(2)(b) did not see the officers who handcuffed him because they were behind him. As two officers (identified via the investigation as PO Zambrano and PO Vargas) escorted § 87(2)(b) out of the school, PO Zambrano and PO Vargas pushed him against the door to open it.

In his CCRB statement, PO Zambrano stated that he assisted a Community Affairs officer (possibly from school safety) with arresting § 87(2)(b) (Board Review 07). The Community Affairs officer was struggling with § 87(2)(b) and attempted to bring him down to handcuff him. An unidentified officer then grabbed § 87(2)(b) by the arm and other officers attempted to take him down. PO Zambrano assisted by holding § 87(2)(b) legs because § 87(2)(b) was fighting. § 87(2)(b) "flared" his arms and legs by trying to avoid being handcuffed. PO Zambrano did not do anything else to assist with the arrest. PO Zambrano did not recall if § 87(2)(b) complained that he had trouble breathing. PO Zambrano did not recall if he restricted § 87(2)(b) breathing and did not recall if his breathing was restricted. During the interview, PO Zambrano stated that he did not recall § 87(2)(b) arrest and was referring to what was shown in his BWC footage. PO Zambrano denied using his knee to strike § 87(2)(b) and did

not see an officer do so. PO Zambrano escorted § 87(2)(b) out of the school by holding his right arm and the back of his sweater or jacket. § 87(2)(b) was pulling away, struggling, and moving around. § 87(2)(b) body then bumped against PO Zambrano's body causing his BWC to turn off. PO Zambrano stated that from his BWC, it showed § 87(2)(b) kick the doors of the school as he walked § 87(2)(b) out of the school. PO Zambrano denied pushing § 87(2)(b) against a door and stated that § 87(2)(b) head did not contact the door.

In his CCRB statement, PO Vargas stated that he did not recall § 87(2)(b) arrest (Board Review 08). During his CCRB interview, PO Vargas was shown his BWC capturing PO Vargas escorting § 87(2)(b) out of the school, but he stated that he did not recall this. PO Vargas did not recall if he used knee strikes against anyone or if he saw an officer do so. PO Vargas did not recall if he used any force against § 87(2)(b).

At 27:54 of PO Zambrano's BWC, several officers take § 87(2)(b) down to the floor (Board Review 43). Due to the positioning of the BWC and the fast movements, the investigation was unable to identify the officers and it does not clearly capture what happened. PO Zambrano's BWC ends shortly after § 87(2)(b) is stood up.

At 10:45, of PO Vargas's BWC, PO Vargas assists with escorting § 87(2)(b) out of the school (Board Review 44). At 10:48, it appears that § 87(2)(b) kicks a table in front of him causing him to push back. PO Vargas and another officer (identified via the investigation as PO Zambrano) then escorts § 87(2)(b) out of the school through two sets of doors. PO Zambrano was to the left of § 87(2)(b) and PO Vargas was on the right as they walked out of the school. However, it is unclear how the doors opened.

None of the school surveillance footage clearly captured § 87(2)(b) arrest enough to identify the officers or show what happened. Moreover, school surveillance footage does not capture the two sets of doors that PO Vargas and PO Zambrano escorted § 87(2)(b) through.

§ 87(2)(b) could not describe any of the subject officers and because there were numerous officers present, § 87(2)(g)

Based off video footage and PO Zambrano's testimony, the investigation identified PO Zambrano and PO Vargas as the subject officers who escorted § 87(2)(b) out of the school. Although video footage showed PO Zambrano and PO Vargas escorting § 87(2)(b) out of the school, it is unclear as to how the door was opened due to the angle of the BWC. Both PO Zambrano and § 87(2)(b) were close to the door. § 87(2)(g)

Allegation (AG) Force: At § 87(2)(b) in the Bronx, Sergeant Ayotunde Adeniyi used physical force against an individual.

Although not alleged by any civilians, between 1:03:53-1:04:02 from surveillance footage from § 87(2)(b) High School, it appears that most of the officers, including Sgt. Adeniyi (black male wearing a black beanie, and green jacket), is focused on the top of the screen by the wall. At 1:03:57, a male student, wearing a black jacket and black pants towards the right of the screen, walks behind the officers and is directly behind an officer at 1:03:58, Sgt. Adeniyi runs towards the male student and pushes the male student causing him to be pushed back. Officers then pull Sgt.

Adeniyi back as students and staff members pull the student back.

During his CCRB interview, Sgt. Adeniyi was presented with the above video and Sgt. Adeniyi affirmed that he pushed the student, but he did not recall this. Sgt. Adeniyi stated that he was not sure why he pushed the student away and did not recall what happened to the student after he pushed him.

None of the officers recalled this incident.

NYPD Patrol Guide Procedure 221-01 states that force may be used when it is reasonable to ensure the safety of a member of the service or otherwise protect life, or when it is reasonable to place person in custody or prevent escape from custody (Board Review 27).

Although it is unclear whether Sgt. Adeniyi or other officers issued this male student any instructions prior to Sgt. Adeniyi pushing him, it did not appear that the student was doing anything else besides walking behind an officer as everyone turned towards the commotion. The video shows that the student's hands were down, and it did not appear that the student was walking at a fast pace. Moreover, the student was not arrested or issued a summons. § 87(2)(g)

Allegation (AH) Abuse of Authority: At § 87(2)(b) in the Bronx, Police Officer Ariel Torres did not obtain medical treatment for § 87(2)(b)

In his CCRB statement, § 87(2)(b) stated that he asked PO Torres for medical attention while officers transported him to the stationhouse, but he never received any medical attention (Board Review 01).

Starting at 30:12 of PO Torres' BWC footage, PO Torres sits with § 87(2)(b) in the back of a marked police vehicle (Board Review 45). The entire ride is captured on PO Torres' BWC between 30:12 and 35:50. § 87(2)(b) does not request for medical attention at any point.

§ 87(2)(g) video footage captured the entirety of the transport of § 87(2)(b) to the stationhouse and did not show § 87(2)(b) requesting medical attention, § 87(2)(g)

Allegation (AI) Abuse of Authority: At the 48th Precinct stationhouse, Police Officer Hala Salem spoke discourteously to § 87(2)(b)

In his CCRB testimony, § 87(2)(b) stated that while he was in the 48th Precinct stationhouse, he asked a female officer for water she said, "I don't give any water to criminals" (Board Review 01). § 87(2)(b) then told PO12 to go "f—" herself. § 87(2)(b) asked for water again and the female officer then told him to "shut the fuck up." § 87(2)(b) described this officer as a white female, in blue uniform, blonde hair, big build, 5'2"-5'4" tall, and wore pink "sport" gloves with grips.

According to her interview pedigree sheet, PO Salem is an Arabic female, who is 5'3" tall, weighs 180 pounds, and has brown hair (Board Review 46). At 3:06 of PO Emmanuel Lopez's BWC, PO Salem is putting on pink and black gloves (Board Review 47).

In her CCRB statement, PO Salem did not recall if she used additional profanities aside from the ones mentioned above (Board Review 17). Furthermore, PO Salem stated that she did not recall if she went to the hospital from the school or if she went to the stationhouse first.

Given that PO Salem closely matches § 87(2)(b) description of the subject officer and she wore pink gloves during the incident, the investigation identified PO Salem as the subject officer.

§ 87(2)(g)

[REDACTED]

[REDACTED]

[REDACTED]

Allegation (AJ) Abuse of Authority: On December 15, 2020, Police Officer Amado Vargas provided a false official statement to the CCRB.

As detailed above, in his CCRB testimony, PO Vargas stated that § 87(2)(b) placed his hand(s) around his neck, applied pressure, and obstructed his breathing. PO Vargas did not know how long § 87(2)(b) applied the pressure against his neck and did not recall whether § 87(2)(b) placed one or both hands around his neck. In response to § 87(2)(b) placing his hand(s) around PO Vargas' neck, PO Vargas punched § 87(2)(b) mouth. PO Vargas punched § 87(2)(b) while § 87(2)(b) hand(s) was/were still around his neck. During the interview, PO Vargas said, "I didn't want to die."

None of the civilians stated that they saw § 87(2)(b) choking PO Vargas. In his CCRB statement, § 87(2)(b) stated that § 87(2)(b) moved forward, in a thrusting motion, towards an unidentified officer with his hands up and his hands landed on an officer's chest area. Moreover, § 87(2)(b) stated that four officers were already holding various parts of § 87(2)(b) when PO Vargas punched him.

In his CCRB statement, § 87(2)(b) also stated that two officers had grabbed § 87(2)(b) before PO Vargas punched him in the mouth.

In his CCRB statement, Lt. Lachowski stated that he did not see PO Vargas punch § 87(2)(b) but PO Vargas informed him that § 87(2)(b) tried to swing at him so he punched § 87(2)(b) once in the face (Board Review 10). Lt. Lachowski stated that PO Vargas informed him that his wrist was injured from punching § 87(2)(b). PO Vargas did not inform Lt. Lachowski of any additional injuries.

In her CCRB statement, PO Salem stated that she recalled a student grabbing, pulling, and ripping an officer's turtleneck, but she did not recall if she saw this (Board Review 17).

All the officers interviewed either stated that they did not see or did not recall seeing an officer punch a student. Moreover, none of the officers stated that they saw or recalled seeing a student grab an officer's neck or choking them.

§ 87(2)(b) was issued a disorderly conduct summons for refusing to disperse (Board Review 37).

TRI report § 87(2)(b) prepared by Sgt. Michael Vega stated that § 87(2)(b) pushed and grabbed PO Vargas by the shoulder (Board Review 26). PO Vargas then felt "tingly and weak" in the shoulder. In TRI report § 87(2)(b) PO Vargas reported that § 87(2)(b) grabbed his neck and he sustained sprain/strain and possible internal injury (Board Review 26). PO Vargas documented that he used a hand strike to overcome resistance or aggression, defense of other MOS, and defense of self.

In the Line of Duty Witness statement, PO Salem stated that an unknown individual grabbed PO Vargas' neck, pushed, and pulled him (Board Review 25). PO Salem also noted that PO Vargas' uniform was ripped.

In the Line of Duty report, Lt. Lachowski reported that an unknown individual grabbed PO Vargas by the shoulder, pushed, pulled, and ripped PO Vargas' uniform (Board Review 25). Lt. Lachowski noted that PO Vargas sustained pain in his right shoulder and was diagnosed with a right shoulder strain. In the same Line of Duty (LOD) report, PO Vargas reported that an unknown individual pushed, grabbed, and pulled his shoulder. PO Vargas noted that he felt pain in his shoulder.

The AIDED report noted that PO Vargas sustained injuries to his right shoulder and his right hand while overcoming a resisting subject (Board Review 25).

§ 87(2)(b) was issued a disorderly conduct summons for refusing to disperse (Board Review 37).

A false statement is a statement that a member of service knows to be untrue, which is material to the outcome of an investigation, proceeding, or other matter in connection with which the statement is made, Administrative Guide 304-10.

Although PO Vargas testified that § 87(2)(b) choked him, none of the police documentation noted that he was choked or that he sought medical attention for being choked. PO Vargas' documents injuries were to his right shoulder and right hand. PO Vargas documented that § 87(2)(b) grabbed his neck in his TRI report, but it did not mention § 87(2)(b) choking him. Moreover, although PO Salem also noted that § 87(2)(b) grabbed PO Vargas' neck in the LOD paperwork, she did not recall whether she saw this or was informed of this. § 87(2)(b) was ultimately issued a summons for disorderly conduct and was not charged with assaulting PO Vargas. § 87(2)(g)

As noted above, although there is some documentation that § 87(2)(b) contacted with PO Vargas' neck, no one aside from PO Vargas said they say this. However, independent witnesses said that contact was made on PO Vargas' chest area. § 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party.
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- This is the first CCRB complaint to which § 87(2)(b) has been a party.
- PO Arthur has been a member of service for thirteen years and has been a subject in six CCRB complaints and nine allegations, none of which were substantiated.

- PO Farrell has been a member of service for four years and has been a subject in two CCRB complaints and two allegations, none of which were substantiated.
- PO Rodriguez has been a member of service for five years and has been a subject in three CCRB complaints and five allegations, none of which were substantiated.
- PO Graham has been a member of service for four years and has been a subject in three CCRB complaints and six allegations, none of which were substantiated.
- PO Salem has been a member of service for five years and has been a subject in one CCRB complaint and one allegation, which was not substantiated.
- PO Olive has been a member of service for five years and has been a subject in three CCRB complaints and six allegations, none of which were substantiated.
- Lt. Lachowski has been a member of service for 15 years and has been a subject in two CCRB complaints and three allegations, of which one was substantiated.:
 - 201504916 involved substantiated allegations of Force against Lt. Lachowski. The Board recommended Command Discipline A and the NYPD imposed Command Discipline A.
- PO Wells has been a member of service for four years and has been a subject in one CCRB complaint and one allegation, of which one was substantiated.:
 - 201903359 involved substantiated allegations of Abuse of Authority against PO Wells. The Board recommended Formalized Training and the NYPD imposed Instruction.
- PO Harris has been a member of service for five years and has been a subject in ten CCRB complaints and 33 allegations, of which five were substantiated.
 - 201903302 involved substantiated allegations of Abuse of Authority against PO Harris. The Board recommended Formalized Training and the NYPD imposed Formalized Training.
 - 201802306 involved substantiated allegations of Abuse of Authority § 87(2)(g), § 87(4-b) against PO Harris. The Board recommended Command Level Instructions and Other Misconduct and the NYPD imposed Formalized Training.
- PO Zambrano has been a member of service for nine years and has been a subject in seven CCRB complaints and twelve allegations, of which three were substantiated.:
 - 201608016 involved substantiated allegations of Abuse of Authority against PO Zambrano. The Board recommended Charges and the NYPD imposed No Penalty.
- PO Latorre has been a member of service for ten years and has been a subject in two CCRB complaints and eight allegations, of which one was substantiated.
 - 201501953 involved substantiated allegations of Abuse of Authority against PO Latorre. The Board recommended Charges and the NYPD imposed Forfeit vacation 2 days.
- PO Vargas has been a member of service for eight years and has been a subject in seven CCRB complaints and twelve allegations, of which one was substantiated.
 - 201905165 involved substantiated allegations of Abuse of Authority against PO Vargas. The Board recommended Formalized Training and the NYPD imposed Instructions.
- Sgt. Adeniyi has been a member of service for seventeen years and has been a subject in nine CCRB complaints and eighteen allegations, of which four were substantiated.
 - 201904944 involved substantiated allegations of Abuse of Authority against Sgt. Adeniyi. The Board recommended Charges and the NYPD has not yet imposed discipline.
 - § 87(2)(g)
- PO Torres has been a member of service for five years and has been a subject in two CCRB complaints and three allegations, of which one was substantiated.
 - 201905165 involved substantiated allegations of Abuse of Authority against PO Vargas. The Board recommended Formalized Training and the NYPD imposed Instructions.

Mediation, Civil, and Criminal Histories

CCRB Case # 201911107

Squad: 8

Investigator: Patrick Yu Signature Patrick Yu Print Title & Name 12/6/2021 Date

Squad Leader: Ethan De Angelo Signature IM Ethan De Angelo Print Title & Name 12/7/2021 Date

Reviewer: _____ Signature _____ Print Title & Name _____ Date _____